

REMARKS

Claims 1-16 are pending in the application. Claims 1 and 6 are currently amended. Claim 17 is currently cancelled. Applicant respectfully requests for allowance of all the pending claims.

Objections to Specification

The abstract of the disclosure is objected to because it includes legal phraseology such as “comprises.” In the amended abstract, the term “comprises” has been changed to “includes.” Thus, Applicant respectfully requests that the objections be withdrawn.

Rejections under 35 U.S.C. §102

Claims 1-17 are rejected under 35 U.S.C. 102(e) as being anticipated by US Patent No. 6,883,879 to Latchinian (hereinafter referred to as “Latchinian”).

Independent claim 1 is directed to a pump enclosure comprising: a base, a cover, a plurality of pillars detachably connected at one end thereof to the base and at the other end thereof to the cover, wherein at least one of the plurality of pillars comprises interconnected extrusions defining therebetween a housing; and a pump control circuitry disposed in the housing for controlling a pump.

Latchinian does not teach or suggest the pump control circuitry as the claimed invention. Latchinian teaches a display case assembly 10 having several closed frame tubes 20. *See, abstract.* Inside the frame tubes 20, electrical wiring 14 can be arranged to provide lighting fixtures 120 with electricity. *See, col. 6, lines 60-65.* Such wiring is not comparable to the pump control circuitry. For example, the wiring that serves merely

as a conduit for electricity provides no control function. It cannot by itself be reasonably interpreted as a circuitry.

It would not have been obvious for a person skilled in the art to replace the wiring in Latchinian with a pump control circuitry. In Latchinian, the display case assembly 10 is designed for containing and displaying products in stores. *See, col. 1, lines 5-15*. Such assembly is not suitable for enclosing a pump, and therefore would not have the need for a pump control circuitry.

As such, claim 1 is not anticipated by nor rendered obvious over Latchinian. Accordingly, claims 2-16 depend from independent claim 1 and include all the limitations set forth therein are patentable over Latchinian.

Claim 17 is cancelled. Thus, the rejection to it is moot.

CONCLUSION

Applicant has made an earnest attempt to place this application in an allowable form. In view of the foregoing remarks, it is respectfully submitted that the pending claims are drawn to a novel subject matter, patentably distinguishable over the prior art of record. Examiner is therefore, respectfully requested to reconsider and withdraw the outstanding rejections.

Should Examiner deem that any further clarification is desirable, Examiner is invited to telephone the undersigned at the below listed telephone number.

Applicant does not believe that any additional fee is due, but as a precaution, the Commissioner is hereby authorized to charge any additional fee to deposit account number 50-4244.

Respectfully submitted,

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